

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 25TH MAY 2007 / 4TH JYAISHTA 1929

Crl.Rev.Pet.No. 2020 of 2007()

CRA.112/2006 of IV ADDL.SESIONS COURT, ERNAKULAM
CC.378/2001 of JUDL.MAGISTRATE OF FIRST CLASS-II, KOCHI
.....

REVN. PETITIONER: APPELLANT/ACCUSED

ELECTRO APPLIANCE, REGISTERED OFFICE
IV/63, LENCER HOUSE, PARA ROAD, KOTTUPATHA,
PALAKKAD-7, REPRESENTED BY ITS PROPRIETOR,
K.T.SUNIL, RESIDING AT 220, CHANDRA NAGAR,
PALAKKAD-7.

BY ADV. SRI.IMTHIAZ AHAMED
SRI.SHIRAZ ABDULLA

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE

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1. P.MONOHARAN, S/O.PARAMESWARA KURUP,
PROPRIETOR, MENON AGENCIES,
C & F AGENTS, S.D.P.Y.ROAD, PALLURUTHY.
 2. STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM

BY ADV. SRI. AMJAD ALI, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION
ON 25/05/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

R. BASANT, J.

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CrI.M.A. 8 OF 2008

in

CrI.R.P. No. 2020 OF 2007

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Dated this the 4th day of January, 2008

O R D E R

The revision petition was disposed of modifying the sentence to imprisonment till rising of court and granting the revision petitioner six months time to pay the amount of compensation. It is submitted that the matter has been settled between parties and entire compensation amount has already been paid. If such payment has already been made, the petitioner/accused and the respondent/complainant need only report to the learned Magistrate that such payment has been made. If the learned Magistrate is satisfied that such payment has been made, there can be no question of execution of the default sentence thereafter. The position has been made crystal clear in the decision in ***Girish Vs. Muthoot Capital Services Pvt. Ltd.*** [2007 (1) KLT 16]. No further directions are necessary in this petition. This petition is accordingly dismissed with the above observations.

Hand over copy of this order to the learned counsel for the petitioner.

(R.BASANT, JUDGE)

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